

**WRIGHT, FINLAY & ZAK, LLP**

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Attorneys for GREEN TREE LOAN SERVICING LLC, MORTGAGE ELECTRONIC  
REGISTRATION SYSTEMS, INC., WRIGHT, FINLAY & ZAK, LLP and RENEE M.  
PARKER, ESQ.

**UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON (TACOMA)**

JAMES A. BIGELOW

Plaintiff,

vs.

NORTHWEST TRUSTEE SERVICES, INC.;  
GREEN TREE SERVICING, LLC; MORTGAGE  
ELECTRONIC REGISTRATION SYSTEMS,  
INC.; WRIGHT, FINLAY & ZAK, LLP, TICOR  
TITLE COMPANY, NATIONWIDE TITLE  
INSURANCE COMPANY, RENEE PARKER,  
and DOE DEFENDANTS 1-20,

Defendants.

Case No.: 3:14-cv-05798 BHS

**REQUEST TO STRIKE PLAINTIFF'S  
RESPONSE TO DEFENDANT-  
ATTORNEYS OPPOSITION TO  
MOTION FOR RECONSIDERATION  
FILED AS DOCKET NO. 103**

Noting Date: August 21, 2015

Without Oral Argument

**TO THIS HONORABLE COURT AND TO ALL PARTIES AND THEIR  
ATTORNEYS OF RECORD:**

Defendants WRIGHT, FINLAY, & ZAK, LLP ("WFZ"), and RENEE M. PARKER,  
ESQ., erroneously sued as Renee Parker ("Parker"), (hereinafter "Attorney Defendants"  
collectively), by and through their counsel of record, Renee M. Parker of Wright, Finlay & Zak,  
LLP, hereby submits this Request to Strike Plaintiff's Response to Attorney-Defendants'  
Response to Opposition to Motion for Reconsideration filed by Plaintiff on August 23, 2015 as  
Docket No. 103.

In the document entitled Order Setting Briefing Schedule and Renoting Plaintiff's  
Motion for Reconsideration ("Briefing Schedule") filed herein as Docket No. 101, this Court

1 issued the following dates and deadlines:

- 2 • Attorney Defendants' Opposition to Plaintiff's Motion for Reconsideration may be filed  
3 no later than August 18, 2015;
- 4 • Bigelow [Plaintiff] may file a reply no later than August 21, 2015.
- 5 • The Clerk shall renote the motion for reconsideration on the Court's August 21, 2015  
6 calendar.

7 Attorney Defendants complied with the Briefing Schedule and filed its Opposition on  
8 August 18, 2015 as Docket No. 102; in this Opposition Attorney Defendants clearly opposed all  
9 allegations in Plaintiff's Motion for Reconsideration filed as Docket No. 100, and proceeded to  
10 establish why the Anti-SLAPP ruling in favor of the Attorney Defendants should remain intact.

11 However, Plaintiff did not comply with the Briefing Schedule. His reply was filed on  
12 August 23, 2015, which was two (2) full days after both the deadline to do so and the Court's  
13 noting date. Despite the Plaintiff's repeated and continuous reliance on his status as a "pro se"  
14 litigant to obtain forgiveness for every error and omission he has committed, Plaintiff is not  
15 absolved from compliance with this Court's orders and deadlines solely due to his choice to  
16 forego legal representation by a licensed attorney. Accordingly, Plaintiff should not be allowed  
17 to file his Response after the noting date has passed.

### 18 III. CONCLUSION

19 Based on the foregoing reasons, the Attorney Defendants respectfully request that this  
20 Court strike or otherwise ignore Plaintiff's Response to Attorney-Defendants' Response to  
21 Opposition to Motion for Reconsideration filed by Plaintiff on August 23, 2015 as Docket No.  
22 103.

23 Dated: August 25, 2015

Respectfully submitted,  
**WRIGHT, FINLAY & ZAK, LLP**

24 By: /s/ Renee M. Parker, Esq.  
25 Renee M. Parker, Esq., WSBA No. 36995  
26 Attorneys for Defendants, GREEN TREE  
27 SERVICING LLC, MORTGAGE  
28 ELECTRONIC REGISTRATION  
SYSTEMS, INC. ("MERS"), WRIGHT,  
FINLAY, & ZAK, LLP, and RENEE M.  
PARKER, ESQ. (*erroneously sued as Renee  
Parker*)

**DECLARATION OF SERVICE**

The undersigned declares as follows:

On August 26, 2015, I served the foregoing document: **REQUEST TO STRIKE PLAINTIFF'S RESPONSE TO DEFENDANT-ATTORNEYS OPPOSITION TO MOTION FOR RECONSIDERATION FILED AS DOCKET NO. 103** on interested parties in this action by placing a true copy thereof enclosed in a sealed envelope via postage prepaid, regular first class mail and/or electronic service as follows:

**SERVICE VIA U.S. MAIL:**

CHAMBER COPY:

The Honorable Benjamin H. Settle  
United States Courthouse  
1717 Pacific Avenue, Room 3100  
Tacoma, WA 98402 – 3200

**ELECTRONIC SERVICE:**

PLAINTIFF:

James A Bigelow  
sistermoonproductions@gmail.com

NORTHWEST TRUSTEE SERVICES INC.:

Joseph H Marshall  
jmarshall@rcolegal.com, kstephan@rcolegal.com

FIRST AMERICAN TITLE INSURANCE COMPANY:

Thomas F. Peterson  
tpeterson@sociuslaw.com, lmckenzie@sociuslaw.com

NATIONWIDE TITLE CLEARING:

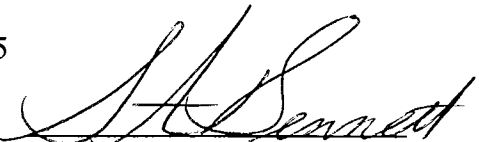
Matthew T Adamson  
madamson@jbsl.com, lkondo@jbsl.com

INTERESTED PARTIES:

Timothy Dietz  
timthepostman@yahoo.com

I declare under penalty of perjury under the laws of the State of Washington and the United States of America that the foregoing is true and correct.

DATED this 26<sup>th</sup> day of August, 2015

  
Steve Bennett